

Docket No. 2002-597

February 25, 2003

TAMMY LYN NELSON, ET AL  
Request for Commission Investigation  
Into the Water Volume of Wyman Road  
And Washington Junction

# ORDER DISMISSING COMPLAINT

WELCH, Chairman; NUGENT and DIAMOND, Commissioners

The Commission received a complaint signed by Tammy Lyn Nelson and 12 other persons against the Ellsworth Water District. The complaint, filed pursuant to 35-A M.R.S.A. § 1302, requests that the Commission investigate low water volume in the area of Wyman Road and Washington Junction in Hancock, Maine.

The District responded to the complaint on December 11, 2002. The District explained that the area was currently being served by an old (circa 1923) line that was providing insufficient water pressure. To alleviate pressure problems in the short term, it had moved certain customers to another line and installed a booster pump, as well as repairing leaks. The District currently plans to replace the entire line by the Fall of 2003. On January 25, 2003, Ms. Nelson submitted a letter stating she was satisfied with the work and continuing plans of the District to address the water volume problem.

Based on the filings by the District and Ms. Nelson, we find that the District has taken reasonable steps to remove the cause of the complaint and therefore we will dismiss the complaint as permitted by 35-A M.R.S.A. § 1302 (2).

Dated at Augusta, Maine, this 25<sup>th</sup> day of February, 2003.

BY ORDER OF THE COMMISSION

Dennis L. Keschl  
Administrative Director

COMMISSIONERS VOTING FOR: Welch  
Nugent  
Diamond

## NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within **21 days** of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320(1)-(4) and the Maine Rules of Appellate Procedure.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.